### The Minutes

### December 4, 2006

C049739 THE PEOPLE v. DUNCAN et al. (

(Not for Publication)

The judgment is affirmed. The court is directed to correct the abstract of Judgment... and to forward the corrected abstract to the Department of Corrections and Rehabilitation.

CANTIL-SAKAUYE, J.

We Concur: Blease, Acting P.J.

Robie, J.

### December 5, 2006

C050050 THE PEOPLE v. MORGAN

(Not for Publication)

The attorney fee award is vacated. The cause is remanded to the trial court for a determination of defendant's credits while at CRC. In all other respects, the judgment is affirmed. The amended abstract of judgment emanating from the determination of credits shall be corrected to reflect "168 days" of denied presentence credit.

DAVIS, J.

We Concur: Sims, Acting P.J.

Hull, J.

C051018 THE PEOPLE v. STEIN

(Not for Publication)

The judgment is affirmed.

DAVIS, J.

We Concur: Scotland, P.J.

Hull, J.

C051675 THE PEOPLE v. OWENS, JR.

(Not for Publication)

The judgment is affirmed.

DAVIS, J.

We Concur: Sims, Acting P.J.

Hull, J.

C047857

CALVERT et al. v. COUNTY OF YUBA et al. and WESTERN AGGREGATES LLC. (CERTIFIED FOR PUBLICATION)

The judgment is modified...

... As modified, the judgment is affirmed. Each party shall pay its own

costs on appeal. (CERTIFIED FOR PUBLICATION.)

DAVIS, J.

We Concur: Blease, Acting P.J.

Hull, J.

### The Minutes

### December 5, 2006, continued

C048700 NGUYEN v. LOPEZ (Not for Publication)

The judgment is affirmed.

DAVIS, J.

We Concur: Scotland, P.J.

Hull, J.

C050764 In re FANTASIA W.; BUTTE COUNTY DEPARTMENT OF EMPLOYMENT AND SOCIAL SERVICES v. VICTOR W. (Not for Publication)

The orders of the juvenile court are affirmed.

ROBIE, J.

We Concur: Nicholson, Acting P.J.

Morrison, J.

C052529 In re JORDAN W. et al.; EL DORADO COUNTY DEPARTMENT OF SOCIAL

SERVICES v. TOBY W. et al. (Not for Publication)

The orders of the juvenile court are affirmed.

NICHOLSON, Acting P.J.

We Concur: Butz, J.

Cantil-Sakauye, J.

# C051311 BARNETT v. THE SUPERIOR COURT OF BUTTE COUNTY and THE PEOPLE (CERTIFIED FOR PUBLICATION)

The petition is granted in part and denied in part. Having served its purpose, the alternative writ is discharged.

Let a peremptory writ of mandate issue directing the respondent court to modify its discovery order by granting Barnett's requests for the following materials...

ROBIE. J.

I concur: Scotland, P.J.

I concur in Justice Robie's thoughtful and thorough opinion. In my view, he has correctly construed Penal Code section 1054.9 (section 1054.9) in accordance with the intent of the Legislature.

I write separately to share my views on the current state of death penalty litigation and on the relationship of section 1054.9 to that litigation...

Sims. J.

### The Minutes

### December 6, 2006

C052011 THE PEOPLE v. HILLIGAS (No

(Not for Publication)

The judgment is modified... As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment reflecting this modification and to forward a copy of the amended abstract to the Department of Corrections and Rehabilitation.

BUTZ, J.

We Concur: Blease, Acting P.J.

Raye, J.

C048999 MOORE v. SACRAMENTO REGIONAL TRANSIT DISTRICT et al. (Not for Publication)

The judgment is affirmed.

BUTZ, J.

We Concur: Scotland, P.J.

Robie, J.

C051070 BRUTMAN v. UNION BANK OF CALIFORNIA, N.A. et al.

(Not for Publication)

The judgment is affirmed. The parties shall bear their own costs on

appeal. (Cal. Rules of Court, rule 27 (a) (4).)

SIMS. J.

We Concur: Scotland, P.J.

Butz, J.

### December 7, 2006

There were no minutes for this date.

### December 8, 2006

C051289 THE PEOPLE v. BROWN

(Not for Publication)

The judgment is affirmed.

SCOTLAND, P.J.

We Concur: Davis, J.

Nicholson, J.

### The Minutes

### December 8, 2006, continued

C049642 CITIZENS TO SAVE CALIFORNIA et al. v. CALIFORNIA FAIR POLITICAL

**PRACTICES COMMISSION** 

SCHWARZENEGGER, as Governor, etc., et al. v. CALIFORNIA FAIR

**POLITICAL PRACTICES COMMISSION** 

(CERTIFIED FOR PUBLICATION)

The order granting a preliminary injunction is affirmed.

RAYE, J.

We Concur: Sims, Acting P.J.

Nicholson, J.

C049917 BENT v. RIVERGATE COMMONS et al. (Not for Publication)

The judgment is affirmed. Defendants and respondents shall recover their

costs on appeal. (Cal. Rules of Court, rule 27 (a)(1).)

BLEASE, Acting P.J.

We Concur: Sims, J.

Nicholson, J.